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IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Ling Thio
SERIAL NO.: 09/675,310
FILING DATE: September 29, 2000
TITLE: System and Method for Measuring Network Round Trip Time By Monitoring Fast-Response Operations
ATTY.DKT.NO.: PA1208US

BOX MISSING PARTS
ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING
PARTS**

SIR:

On November 15, 2000 the Patent and Trademark Office sent Applicants a "Notice to File Missing Parts." Specifically the oath or declaration is missing. In response we hereby submit a Declaration and Power of Attorney for Patent Application.

Respectfully submitted,

Ling Thio

Date: 11/16/01

By:

Susan Yee
Susan Yee, Reg. No. 41,388
Carr & Ferrell, LLP
2225 East Bayshore Road, Suite 200
Palo Alto, CA 94303
TEL: (650) 812-3400
FAX: (650) 812-3444

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Approved for use through 10/31/2002, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/675,310
		Filing Date	9/29/2000
		First Named Inventor	Ling Thio
		Group Art Unit	2857
		Examiner Name	unknown
Total Number of Pages in This Submission	10	Attorney Docket Number	PA1208US

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	2. Declaration and Power of Attorney for Patent Application
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Carr & Ferrell, LLP Cust. No. 22830
Signature	
Date	1/16/01

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

Typed or printed name	Susan Yee
Signature	
Date	1/16/01

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PTO/SB/17 (09-00)

Approved for use through 10/31/2002. OMB 0651-0032

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT	(\$)	170.00
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<i>Complete if Known</i>	
Application Number	09/675310
Filing Date	9/29/2000
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METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																									
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number 06-0600</p> <p>Deposit Account Name Carr & Ferrell, LLP</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Large Entity</th> <th style="text-align: left;">Small Entity</th> <th style="text-align: left;">Fee Description</th> <th style="text-align: right;">Fee Paid</th> </tr> <tr> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th></th> </tr> </thead> <tbody> <tr> <td>105</td> <td>130</td> <td>205</td> <td style="text-align: right;">65 Surcharge - late filing fee or oath</td> <td style="text-align: right;">130</td> </tr> <tr> <td>127</td> <td>50</td> <td>227</td> <td style="text-align: right;">25 Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>139</td> <td>130</td> <td>139</td> <td style="text-align: right;">130 Non-English specification</td> <td></td> </tr> <tr> <td>147</td> <td>2,520</td> <td>147</td> <td style="text-align: right;">2,520 For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>112</td> <td>920*</td> <td>112</td> <td style="text-align: right;">920* Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>113</td> <td>1,840*</td> <td>113</td> <td style="text-align: right;">1,840* Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>115</td> <td>110</td> <td>215</td> <td style="text-align: right;">55 Extension for reply within first month</td> <td></td> </tr> <tr> <td>116</td> <td>390</td> <td>216</td> <td style="text-align: right;">195 Extension for reply within second month</td> <td></td> </tr> <tr> <td>117</td> <td>890</td> <td>217</td> <td style="text-align: right;">445 Extension for reply within third month</td> <td></td> </tr> <tr> <td>118</td> <td>1,390</td> <td>218</td> <td style="text-align: right;">695 Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>128</td> <td>1,890</td> <td>228</td> <td style="text-align: right;">945 Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>119</td> <td>310</td> <td>219</td> <td style="text-align: right;">155 Notice of Appeal</td> <td></td> </tr> <tr> <td>120</td> <td>310</td> <td>220</td> <td style="text-align: right;">155 Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>121</td> <td>270</td> <td>221</td> <td style="text-align: right;">135 Request for oral hearing</td> <td></td> </tr> <tr> <td>138</td> <td>1,510</td> <td>138</td> <td style="text-align: right;">1,510 Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>140</td> <td>110</td> <td>240</td> <td style="text-align: right;">55 Petition to revive - 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late filing fee or oath	130	127	50	227	25 Surcharge - late provisional filing fee or cover sheet		139	130	139	130 Non-English specification		147	2,520	147	2,520 For filing a request for ex parte reexamination		112	920*	112	920* Requesting publication of SIR prior to Examiner action		113	1,840*	113	1,840* Requesting publication of SIR after Examiner action		115	110	215	55 Extension for reply within first month		116	390	216	195 Extension for reply within second month		117	890	217	445 Extension for reply within third month		118	1,390	218	695 Extension for reply within fourth month		128	1,890	228	945 Extension for reply within fifth month		119	310	219	155 Notice of Appeal		120	310	220	155 Filing a brief in support of an appeal		121	270	221	135 Request for oral hearing		138	1,510	138	1,510 Petition to institute a public use proceeding		140	110	240	55 Petition to revive - unavoidable		141	1,240	241	620 Petition to revive - unintentional		142	1,240	242	620 Utility issue fee (or reissue)		143	440	243	220 Design issue fee		144	600	244	300 Plant issue fee		122	130	122	130 Petitions to the Commissioner		123	50	123	50 Petitions related to provisional applications		126	240	126	240 Submission of Information Disclosure Stmt		581	40	581	40 Recording each patent assignment per property (times number of properties)	40	146	710	246	355 Filing a submission after final rejection (37 CFR § 1.129(a))		149	710	249	355 For each additional invention to be examined (37 CFR § 1.129(b))		179	710	279	355 Request for Continued Examination (RCE)		169	900	169	900 Request for expedited examination of a design application		Other fee (specify) _____			
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<p>2. EXTRA CLAIM FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Large Entity</th> <th style="text-align: left;">Small Entity</th> <th style="text-align: left;">Fee from below</th> <th style="text-align: right;">Fee Paid</th> </tr> <tr> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th></th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>-20**</td> <td>=</td> <td>X = 0</td> </tr> <tr> <td>Independent Claims</td> <td>- 3**</td> <td>=</td> <td>X = 0</td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td>= 0</td> </tr> </tbody> </table>		Large Entity	Small Entity	Fee from below	Fee Paid	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		Total Claims	-20**	=	X = 0	Independent Claims	- 3**	=	X = 0	Multiple Dependent			= 0	<p>SUBTOTAL (2) (\$) 0</p>																																																																																																																																					
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Susan Yee	Registration No. (Attorney/Agent)	41,388
Signature	<i>Susan Yee</i>	Date	(11/6/01)

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/675,310	09/29/2000	Ling Thio	PA1208

Susan Yee
 Carr & Ferrell LLP
 Suite 200
 2225 East Bayshore Road
 Palo Alto, CA 94303



FORMALITIES LETTER



Date Mailed: 11/15/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

A copy of this notice MUST be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

130.00 0P
 00000025 09675310
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